UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

JEFFREY M. MULLER; et al.,

Plaintiffs,

: No. 2:10-CV-6110 (WHW) (CCC)

v.

THE HON. PHILIP J. MAENZA, et al.,

NOTICE OF MOTION

Defendants.

PLEASE TAKE NOTICE that, on the basis of the Brief in Support of Plaintiffs' Motion for Summary Judgment and the Declarations and Exhibits submitted herewith, Plaintiffs shall move for summary judgment granting the relief set forth in the annexed proposed Order in

accordance with the Scheduling Order previously entered by the Court.

Dated: December 20, 2010 Newark, New Jersey

Respectfully submitted,

DUANE MORRIS LLPA Delaware Limited Liability Partnership

Rv.

David D. Jensen, Esq. Robert P. Firriolo, Esq. 744 Broad Street, Suite 120

744 Broad Street, Suite 1200 Newark, NJ 07102-3889

Tel: 973.424.2000 Attorneys for Plaintiffs